

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA	*	CRIMINAL NO: 10-159
v.	*	SECTION: "A"
ANTHONY P. HOLCOMBE	*	
	* * *	

FACTUAL BASIS

Should this matter have gone to trial, the government would have proved, through the introduction of competent testimony and admissible tangible exhibits, the following to support the allegations charged by the government in the one-count Bill of Information now pending against the defendant, Anthony P. Holcombe ("HOLCOMBE").

Investigators from the Department of Veterans Affairs- Office of Inspector General, Criminal Investigations Division ("VA") would testify that in March 2008, as the result of complaints from veterans that they were not receiving their prescribed medications that were sent through the mail, the investigators contacted investigators from the U.S. Postal Service - Office of Inspector General ("USPS"). USPS Special Agent Chris Nugent ("SA Nugent") would testify that on March 19, 2008,

he prepared a parcel addressed to “Chris Jones, P.O. Box 1817, Amite, LA 70422” from “New Orleans VAMC, 7968 Essen Park Avenue, Pharmacy Service 119, Baton Rouge, LA 70809” (hereafter referred to as “marked parcel”). The marked parcel contained 180 tablets of pseudo hydrocodone along with an electronic transmitter to track the parcel.

USPS investigators would testify that on March 20, 2008, they began surveillance on HOLCOMBE, a Highway Contract Route driver for Pelican Mail Transport, a company contracted by the U.S. Postal Service to transport mail matter. HOLCOMBE was responsible for transporting U.S. mail in his highway contract truck from the New Orleans Processing and Distribution Plant located at 701 Loyola Avenue, New Orleans, Louisiana, to the post offices located in Amite, Roseland, Fluker, Tangipahoa, and Kentwood, Louisiana. The USPS investigators would further testify that the highway contract truck that HOLCOMBE was driving is an authorized depository for mail matter.

SA Nugent would testify that on March 20, 2008, he turned over the marked parcel to Network Specialist Daryl Malone at the New Orleans Processing and Distribution Plant, who placed the marked parcel in a container destined for HOLCOMBE’s truck. HOLCOMBE’s first scheduled stop was at the Amite, Louisiana post office, but the marked parcel was not delivered to that post office. The investigators would further testify that they tracked the marked parcel from the Roseland, Fluker, and Tangipahoa, post offices, and after HOLCOMBE left the Tangipahoa post office, the investigators made a traffic stop and asked HOLCOMBE to exit the truck. HOLCOMBE was placed into custody and searched, and the interior of this truck was searched.

Investigators would testify that they found a gray and black duffle bag in the middle of the front seat of HOLCOMBE’s truck and observed in plain view a package of the Department of VA medication parcel. Inside the duffle bag, investigators found the marked parcel and the electronic

transmitter. After agreeing to sign a Warning and Waiver of Rights form, HOLCOMBE admitted to stealing the marked parcel from his highway contract truck.

ANTHONY P. HOLCOMBE
Defendant

Date

STEVEN LEMOINE (8310)
Attorney for Defendant

Date

LOAN "MIMI" NGUYEN (23612)
Assistant United States Attorney

Date